# UNITED STATES INTERNATIONAL TRADÉ COMMISSION WASHINGTON, D.C.

Before the Honorable Paul J. Luckern Administrative Law Judge

|                             | ) |                     |
|-----------------------------|---|---------------------|
| In the Matter of            | ) |                     |
|                             | ) |                     |
| CERTAIN DIGITAL CAMERAS AND | ) | Inv. No. 337-TA-593 |
| COMPONENT PARTS THEREOF     | ) |                     |
|                             | ) |                     |

#### JOINT STATUS REPORT

Complainant St. Clair Intellectual Property Consultants, Inc. ("St. Clair") and Respondent Eastman Kodak Company ("Kodak") recognize that the Administrative Law Judge's initial determination in this Investigation is due February 21, 2008 and respectfully submit this report regarding the status of *Eastman Kodak Co. v. Speasl et al.*, No. 1-05-cv-039164, which is pending in the California Superior Court ("the California Action").

The California Court commenced trial proceedings in the California Action in January, 2008, the action then settled, and the parties have signed a memorandum of understanding, which is binding under California law. The memorandum of understanding between the parties in the California Action provides for the resolution of all claims between the parties regarding the Roberts Patents, including, but not limited to, the claims asserted in the matter before the International Trade Commission. The parties are now engaged in drafting the final settlement agreements and licenses. Although the parties are working to finalize the settlement and licensing documents as soon as possible, there is a possibility that the papers will not be finalized prior to February 21, 2008. Accordingly, the parties respectfully request that this Investigation remain stayed until the parties can submit a further status report to inform the ALJ of any subsequent developments when settlement and licensing documents are finalized.

Respectfully submitted,

William F. Lee

Michael J. Summersgill

WILMER CUTLER PICKERING HALE AND DORR LLP

60 State Street

Boston, MA 02109

Tel: (617) 526-6000

Fax: (617) 526-5000

Michael D. Esch

WILMER CUTLER PICKERING HALE AND DORR LLP

1875 Pennsylvania Avenue N.W.

Washington, D.C. 20006

Tel: (202) 663-6420

Fax: (202) 663-6363

S. Calvin Walden

WILMER CUTLER PICKERING HALE AND DORR LLP

399 Park Avenue

New York, NY 10022

Tel: (212) 230-8800

Fax: (212) 230-8888

Eric J.Ward

WARD NORRIS HELLER & REIDY LLP

300 State Street

Rochester, NY 14614

Tel: (585) 454-0700

Fax: (585) 423-5910

Counsel for Respondent Eastman Kodak Company

B. Zuceo/BY PERMISSION

Louis S. Mastriani

Ian A. Taronji

Adduci Mastriani & Schaumberg LLP

1200 Seventeenth Street, N.W., Fifth Floor

Washington, D.C. 20036

(202) 467-6300

Ronald J. Schutz (PTO No. 32491; MN Bar No. 4130849)
Becky R. Thorson (MN Bar No. 254861)
Carrie M. Lambert (MN Bar No. 314067)
Bruce D. Manning (MN Bar No. 0312289)
David B. Zucco (MN Bar No. 0339799)

ROBINS, KAPLAN, MILLER & CIRESI L.L.P. 800 LaSalle Avenue, Suite 2800

Minneapolis, MN 55402 Telephone: (612) 349-8500

Counsel for Complainant St. Clair Intellectual Property Consultants, Inc.

DATED: February 14, 2008

### In the Matter of CERTAIN DIGITAL CAMERAS AND COMPONENT PARTS THEREOF, Inv. No. 337-TA-593

U.S. International Trade Commission; Before the Honorable Paul J. Luckern

#### **CERTIFICATE OF SERVICE**

I, Michael D. Esch, hereby certify that copies of the foregoing **JOINT STATUS REPORT** were filed with the Commission Secretary and served upon the following parties as indicated below on this 14th day of February, 2008.

The Honorable Marilyn R. Abbott Secretary U.S. International Trade Commission 500 E Street, S.W., Room 112 Washington, DC 20436 (VIA ELECTRONIC FILING)

David O. Lloyd, Esq.
Investigative Attorney
U.S. International Trade Commission
500 E Street, S.W., Room 401-M
Washington, DC 20436
(VIA HAND DELIVERY AND
ELECTRONIC MAIL (pdf copy))

Hon. Paul J. Luckern Administrative Law Judge U.S. International Trade Commission 500 E Street, S.W., Suite 317 Washington, DC 20436 (VIA HAND DELIVERY – 2 copies)

## On Behalf of Complainant:

Ronald J. Schutz, Esq.
Becky Thorson, Esq.
Carrie Lambert, Esq.
Bruce Manning, Esq.
David Zucco, Esq.
Robins Kaplan Miller & Ciresi LLP
2800 LaSalle Plaza
800 LaSalle Avenue
Minneapolis, MN 55402
(VIA ELECTRONIC MAIL (pdf copy))

Louis Mastriani, Esq.
Ian Taronji, Esq.
Adduci, Mastriani & Schaumberg, L.L.P.
1200 Seventeenth Street, NW
Washington, DC 20036
(VIA HAND DELIVERY AND
ELECTRONIC MAIL (pdf copy))

Michael D. Esch

Muliael DEsch